

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Fredéric SGIER et al.) Group Art Unit: 3775
Application No.: 10/766,911) Examiner: Shaffer, Richard R.
Filed: January 30, 2004) Confirmation No.: 4613
For: VERTEBRAL ARTHRODESIS)
DEVICE)

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Enclosed are the following:

1. A Request for Continued Examination (1 page); and
2. Amendment (15 pages).

The items checked below are appropriate:

- ☒ Applicant hereby petitions for a second and a third month extension of time to respond to the Final Office Action dated September 3, 2008. The time for filing was previously extended to January 3, 2009, and a fee of \$65.00 was paid. \$490.00 (small entity) for the Extension is being paid electronically at the time of filing.

The claims are calculated as below:

| | Claims Remaining After Amendment | | Highest Number Previously Paid | Present Extra | Rate | Additional Fee |
|---|-------------------------------------|---|-----------------------------------|------------------|----------|-------------------|
| Total | 28 | - | 35 | 0 | x \$ 52 | \$ 0 |
| Indep. | 2 | - | 3 | 0 | x \$ 220 | 0 |
| <input type="checkbox"/> First Presentation of Multiple Dep. Claim(s) | | | | | +\$ | 0 |
| Subtotal | | | | | | \$ 0 |
| Reduction by ½ if small entity | | | | | | - 0 |
| TOTAL | | | | | | \$ 0 |

- ☐ \$ to cover the cost of the additional claims added by this reply is enclosed.
- ☒ \$405.00 (small entity) to cover the Request for Continued Examination (RCE) is being paid electronically at the time of filing.
- ☒ \$895.00 to cover the above fees is being paid electronically at the time of filing.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P

Date: March 3, 2009

By: 

Michael R. McGurk
Reg. No. 32,045